IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITON NO.2175 OF 2005

Commissioner of Customs (EP) ..Petitioner.

V/s.

M/s.KDL Biotech Ltd. & Ors. ..Respondents.

Mr.R.V.Desai, senior counsel with Vijay Kantharia i/b. Dr.T.C.Kaushik for petitioner.

Mr.Madhur Baya for respondents.

CORAM : V.C. DAGA AND J.P.DEVADHAR, JJ.

DATED : 28TH SEPTEMBER, 2005.

P.C. :-

. Heard. We do not propose to interfere with the interim order. However, the Tribunal is directed to dispose of the appeal filed by the Revenue as expeditiously as possible at any rate within 10 weeks from the date of receipt of this order.

2. Petition stands disposed of accordingly with no order as to costs.

3. All rival contentions are kept open.

(V.C. DAGA, J.)

(J.P.DEVADHAR, J.)